

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
:
DANIEL B. GRAVES,
:
Plaintiff, 07 Civ. 5471 (BSJ)
:
- against -
:
DEUTSCHE BANK SECURITIES INC., **NOTICE OF MOTION**
:
Defendant.
:
----- X

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law dated May 24, 2012, the Affirmation of Nicholas H. De Baun dated May 24, 2012, and all the pleadings and all proceedings in this action, defendant Deutsche Bank Securities Inc. will move the Court before the Honorable Barbara Jones at the United States Courthouse, 500 Pearl Street, New York, New York for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure dismissing the Complaint and for such other and further relief as the Court deems just and proper.

Dated: New York, New York
May 24, 2012

SEYFARTH SHAW LLP

By: /s/ Nicholas H. De Baun
Cliff Fonstein
Nicholas H. De Baun
620 Eighth Avenue
New York, New York 10018
(212) 218-5500

Attorneys for Defendant
Deutsche Bank Securities Inc.